

St. Louis City Ordinance 64209

FLOOR SUBSTITUTE

BOARD BILL NO. [97] 222

INTRODUCED BY ALDERMAN ROBERT RUGGERI , SHARON TYUS

An ordinance pertaining to the construction of private streets, curbs, sidewalks and alleys; authorizing the construction, reconstruction and repair of streets, curbs, sidewalks and alleys intended for private use, requiring a permit for said improvements be approved by the director of Streets, that all construction, reconstruction and repair be done in accordance with specifications approved by the board of public service and under the supervision and to the satisfaction of the director of streets or his duly authorized agent, that the permittee be required to post a bond in an amount set by the board of public service, that the cost of any reconstruction and repair of a private improvement which is performed by the city shall be assessed as a special tax bill against the property owners adjacent to said improvements.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. Private streets, curbs, sidewalks and alleys--Authorized.

The construction, reconstruction and repair of streets, curbs, sidewalks and alleys intended for the private use of designated property owners is hereby authorized under the conditions and requirements set forth in this ordinance. For purposes of this ordinance any street, curb, sidewalk or alley which has not been dedicated for public use through the Board of Public Service shall be intended for private use.

SECTION TWO. Construction of private streets, curbs, sidewalks and alleys--Permit required.

No property owner, contractor or any other person shall construct, reconstruct or repair, or cause to be constructed, reconstructed or repaired, any street, curb, sidewalk or alley which is private or intended to be private without having previously obtained written permission to do so from the director of streets. The work shall be done in accordance with specifications approved by the board of public service, and under the supervision and to the satisfaction of the director of streets or his duly authorized agent. In case of failure on the part of the permittee to proceed in conformity with the specifications and directions, the board of public service shall cause the street, curb, sidewalk or alley to be removed or reconstructed.

SECTION THREE. Bond required.

Before any permit is issued under the provisions of Section One, the person submitting the application shall post a bond with the Comptroller in an amount set by the Board of Public Service to insure and guaranty, to the extent of the amount specified by the Board of Public Service in its estimate of the cost thereof, the construction and completion of the improvement for which the permit is sought. The Comptroller shall release the surety from all or any part of its obligation under the bond only upon receipt of written notification from the Board of Public Service that said improvements have been completed in a satisfactory manner and approved by the director of streets.

SECTION FOUR. Special Tax Bills

In the event that the board of public service is required to remove, reconstruct or repair any private street, curb, sidewalk or alley under the provisions of section two of this ordinance subsequent to the release of the surety under section three, the total cost of the removal, reconstruction or repair shall be determined by the Board of Public Service and certified to the Street Commisioner who shall prepare and issue a bill for payment of a pro-rata share of said cost to the owners or their representatives of each lot of ground adjacent to said improvment. In the event that these bills are not paid within 60 days of issue, the Comptroller shall prepare and issue a special tax bill to any owner who has failed to sumit the requested payment to be collected as permitted by law.

| Legislative History | | | | |
|---------------------|----------------|-----------|-------------|---------------|
| 1ST READING | REF TO COMM | COMMITTEE | COMM SUB | COMM AMEND |
| 10/17/97 | 10/17/97 | STR | | |
| 2ND READING | FLOOR AMEND | FLOOR SUB | PERFECTN | PASSAGE |
| 11/07/97 | | | 11/14/97 | 11/14/97 |
| ORDINANCE | VETOED | | VETO OVR | |
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